GEORGE B. FREEHILL
WILLIAML JUSKA, IR
JAMES I. ROSS\*
ERICE E. LENCK
JOHN J. WALSH\*
PATRICK J. BONNER\*
PETER J. GUTOWSKI
NARK F. MOLLER
WAYNE D. MEEHAN\*
JON P. MURRANE, JR. A.
THOMAS M. RUSSO
THOMAS IM. CANEVARI\*
MICHAEL FERNANDEZ\*
JOHN F. KARPOUSIS\*2
MICHAEL F. LORGER\*
WILLIAM J. PALLAS\*
GINA M. VENEZIA\*
LAWRENCE J. KANN\*
BARBARA G. CARNEVALE\*
MANUEL A. MOLINA
JUSTIN T. NASTIN T. NAS

\* ALSO ADMITTED IN NEW JERGEY

\* ALSO ADMITTED IN CONNECTICUT

\*\*ALSO ADMITTED IN WASHINGTON, D.C.

\*\*ALSO ADMITTED IN LOUISIANA

LAW OFFICES OF
FREEHILL HOGAN & MAHAR LLP
80 PINE STREET
NEW YORK, N.Y. 10005-1759

TELEPHONE (212) 425-1800

FACSIMILE (212) 425-1801

E-MAIL: reception@freehill.com

www.freehiti.com

NEW JERSEY OFFICE 548 SUMMIT AVENUE JERSEY CITY, N.J. 07306-270( TELEPHONE (973) 623-5514 FACSIMILE (973) 623-3813

CONNECTICUT OFFICE 23 OLD KINGS HIGHWAY SOUTH DARIEN, CT 06420-4538 TELEPHONE: (203) 921-1913 FACSIMILE (203) 358-8377

## MEMO ENDORSED

Filed 01/22/2008

January 18, 2008

Our Ref: 194-07/WLJ/PLS

Honorable Richard M. Berman United States District Judge Daniel Patrick Moynihan United States Courthouse 500 Pearl St., Room 650 New York, NY 10007

Re: Libra Shipping Services LLC v. Midway Oil Holdings Ltd. 07 CIV 3396 (RMB)

Dear Judge Berman:

We represent the plaintiff in the captioned matter in which \$250,000 of the defendant's assets have been attached pursuant to the Court's Order of Maritime Attachment and Garnishment dated April 30, 2007. The parties have now agreed to transfer the attached funds to a joint escrow account established by the parties in London. Please find attached a Stipulation and Order providing for the release of the funds and for their remittance to the specified joint escrow account in London.

This matter is currently scheduled for a conference at 9:15 a.m. on January 28<sup>th</sup>. Under the terms of the attached Stipulation this action will be discontinued as soon as the attached funds have been received in the joint escrow account in London. We respectfully ask that the conference scheduled for January 28<sup>th</sup> be adjourned. We anticipate that the attached funds will be received in the escrow account in London before or shortly after that date and we will then promptly discontinue this action.

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January 18, 2008 Page 2

We are submitting this Stipulation and Order electronically to the Orders and Judgment Clerk and are mailing a courtesy copy as well.

Respectfully submitted,

FREEHILL HOGAN & MAIIAR LLP

William H. Juska Jr

cc: Eaton & Van Winkle LLP
Attorneys for Defendant
3 Park Avenue
New York, New York 10016-2078
Via E-mail and Mail
mhardison@evw.com

CONFERENCE ABJOURNED TO
2/11/08 AT 9:15 A.M. PACTIES
TO PRIMITLY NOTIFY COURT
ONCE FUNDS ALE RECEIVED IN
Esclow.
SO ORDERED: Richard M. Barmon
Richard M. Berman, U.S.D.J.